

Attorney Docket No.: 42390.P10242

Patent



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Ghosh

Application No. 09/751,261

Filed: 12/29/2000

For: THERMAL INTERFACE
MEDIUM

Examiner: Jennifer A. Boyd

Art Unit: 1771

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450

on 5/10/04
Date JR

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

In response to the Notice of Non-Compliant Amendment, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

09/751,261
Amendment dated



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENT
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 145
ALEXANDRIA, VA 22313-145
www.uspto.gov

MAY 6 2004

Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 4/3/04 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

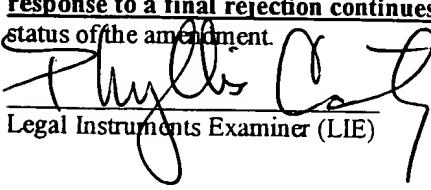
1. Amendments to the specification:
 A. Amended paragraph(s) do not include markings.
 B. New paragraph(s) should not be underlined.
 C. Other _____
2. Abstract:
 A. Not presented on a separate sheet. 37 CFR 1.72.
 B. Other _____
3. Amendments to the drawings: _____
4. Amendments to the claims:
 A. A complete listing of all of the claims is not present.
 B. The listing of claims does not include the text of all claims (including withdrawn claims)
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 D. The claims of this amendment paper have not been presented in ascending numerical order.
 E. Other: Claim 2

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/ola/preognotice/officeliner.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

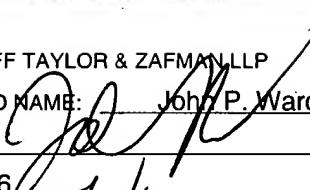
If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. **The period for response to a final rejection continues to run from the date set in the final rejection**, and is not affected by the non-compliant status of the amendment.


Legal Instruments Examiner (LIE)

571-272-0994
Telephone No.

O P E
MAY 06 2004

ifn 1771

AMENDMENT TRANSMITTAL		PATENT
Application No.:	09/751,261	
Filing Date:	12/29/2000	
First Named Inventor	Ghosh	
Examiner's Name:	Boyd, Jennifer	
Art Unit:	1771	
Attorney Docket No.:	42390.P10242	
<p>An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.</p> <p><input checked="" type="checkbox"/> Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.</p> <p><input checked="" type="checkbox"/> Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.</p> <p><input type="checkbox"/> Applicant(s) claim small entity status (37 CFR 1.27).</p>		
ATTACHMENTS		
<p><input type="checkbox"/> Preliminary Amendment</p> <p><input checked="" type="checkbox"/> Amendment/Response with respect to the Notice of Non-Compliant Amendment</p> <p><input type="checkbox"/> Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)</p> <p><input type="checkbox"/> Notice of Appeal</p> <p><input type="checkbox"/> RCE (Request for Continued Examination)</p> <p><input type="checkbox"/> Supplemental Declaration</p> <p><input type="checkbox"/> Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)</p> <p><input type="checkbox"/> Information Disclosure Statement (IDS)</p> <p><input type="checkbox"/> Copies of IDS citations</p> <p><input type="checkbox"/> Petition for Extension of Time</p> <p><input type="checkbox"/> Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)</p> <p><input type="checkbox"/> Cross-Reference to Related Application(s)</p> <p><input type="checkbox"/> Certified Copy of Priority Document</p> <p><input checked="" type="checkbox"/> Other: <u>Copy of the Notice of Non-Compliant Amendment</u></p> <p><input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> Check(s)</p> <p><input checked="" type="checkbox"/> Postcard (Return Receipt)</p>		
SUBMITTED BY:		
BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP		
TYPED OR PRINTED NAME: <u>John P. Ward</u>		
SIGNATURE: 		
REG. NO.: <u>40,216</u>		
DATE: <u>5/1/04</u>		
ADDRESS: <u>12400 Wilshire Boulevard, Seventh Floor</u>		
<u>Los Angeles, California 90025</u>		
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)		
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Date of Deposit <u>5/1/04</u>		
Name of Person Mailing Correspondence <u>Patricia Richard</u>		
Signature <u>PR</u> Date <u>5/1/04</u>		

(10/14/03)

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450